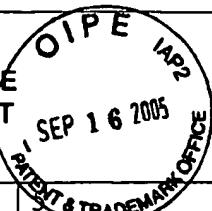


INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet 1 of



## Complete if Known

Application Number	10/748,789
Filing Date	December 30, 2003
First Named Inventor	Mark Conkling
Group Art Unit	1638
Examiner Name	Russell Kallis
Attorney Docket Number	5051.338CTDV

## U.S. PATENTS AND PATENT PUBLICATIONS

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		Number	Kind Code (if known)		
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				First Named Inventor	Mark Conkling
				Group Art Unit	1638
				Examiner Name	Russell Kallis
				Attorney Docket Number	5051.338CTDV

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Sheet	4	of	5	Attorney Docket Number	5051.338CTDV

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				Examiner Name	Russell Kallis
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## OTHER NON PATENT LITERATURE DOCUMENTS

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		Filing Date	December 30, 2003
		First Named Inventor	Mark Conkling
		Group Art Unit	1638
		Examiner Name	Russell Kallis
Sheet	2 of 9	Attorney Docket Number	5051-338CTDV

<b>OTHER NON PATENT LITERATURE DOCUMENTS</b>				
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		Examiner Name	Russell Kallis
		Attorney Docket Number	5051-338CTDV

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		First Named Inventor	Mark Conkling
		Group Art Unit	1638
		Examiner Name	Russell Kallis
Sheet	7 of 9	Attorney Docket Number	5051-338CTDV

<b>OTHER NON PATENT LITERATURE DOCUMENTS</b>				
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		Examiner Name	Russell Kallis
		Attorney Docket Number	5051-338CTDV

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT		Application Number	09/863,940 10/748,789
		Filing Date	September 24, 2001 (newer bc. 30 LCN)
		First Named Inventor	Conkling et al.
		Group Art Unit	4639 1438
		Examiner Name	Kallis
		Attorney Docket Number	5051-338CTD/L
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				First Named Inventor	Mark A. Conkling
				Group Art Unit	
				Examiner Name	
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U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No.	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY
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Examiner Signature	/Russell Kallis/	Date Considered	09/29/2006
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

FORM PTO-1449	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTY. DOCKET NO. 5051-38C T QV	APPLICATION NO. 09/924,286
INFORMATION DISCLOSURE STATEMENT BY APPLICANT  (USE SEVERAL SHEETS IF NECESSARY)		APPLICANT Conkling et al.	
		FILING DATE 10 February 1998 December 30, 2003	GROUP 1638

U.S. PATENT DOCUMENTS							
EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE (IF APPROPRIATE)
RK	1	2001/0026941 A1	10/04/01	Held et al.			
	2	6,281,410	08/28/01	Knauf et al.			01/15/99
	3	6,271,031	08/07/01	Falco et al.			08/09/99
	4	2001/0006797 A1	07/05/01	Kumagai et al.			
	5	6,255,560	07/03/01	Fraley et al.			01/11/99
	6	6,174,724	01/16/01	Rogers et al.			05/04/95
	7	6,165,715	12/26/00	Collins et al.			
	8	6,051,757	04/18/00	Barton et al.			06/05/95
	9	6,051,409	04/18/00	Hansen et al.			
	10	6,022,863	02/08/00	Peyman			
	11	5,994,629	11/30/99	Bojsen et al.			
	12	5,981,839	11/09/99	Knauf et al.			03/07/97
	13	5,976,880	11/02/99	Sautter et al.			
	14	5,962,768	10/05/99	Cornelissen et al.			
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RK	26	5,759,829	06/02/98	Shewmaker et al.			06/05/95

EXAMINER	/Russell Kallis/	DATE CONSIDERED	09/29/2006
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FORM PTO-1449	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTY. DOCKET NO. 5051-338	APPLICATION NO. 09/021,266
INFORMATION DISCLOSURE STATEMENT BY APPLICANT  (USE SEVERAL SHEETS IF NECESSARY)		APPLICANT Conkling et al.	
		FILING DATE 10 February 1998	GROUP 1638

U.S. PATENT DOCUMENTS							
EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE (IF APPROPRIATE)
RK	27	5,731,179	03/24/98	Komari et al.			
	28	5,723,751	03/03/98	Chua			
	29	5,877,023	03/02/98	Sautter et al.			
	30	5,713,376	02/03/98	Berger			05/13/98
	31	5,693,512	12/02/97	Finer et al.			
	32	5,668,295	09/16/97	Wahab et al.			03/03/95
	33	5,635,381	06/03/97	Hooykaas et al.			
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	38	5,459,252	10/17/95	Conkling et al.			04/28/94
	39	5,352,605	10/04/94	Fraley et al.			10/28/93
	40	5,283,184	02/01/94	Jorgensen et al.			
	41	5,272,065	12/21/93	Inouye et al.			06/21/90
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	52	4,885,248	12/05/89	Ahlquist			
RK	53	4,762,785	08/09/88	Comai			

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FORM PTO-1449	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTY. DOCKET NO. 5051-338	APPLICATION NO. 09/021,286
INFORMATION DISCLOSURE STATEMENT BY APPLICANT  (USE SEVERAL SHEETS IF NECESSARY)		APPLICANT Conkling et al.	
		FILING DATE 10 February 1998	GROUP 1638

U.S. PATENT DOCUMENTS							
EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE (IF APPROPRIATE)
RK	54	4,693,976	09/15/87	Schilperoort			

FOREIGN PATENT DOCUMENTS								
EXAMINER INITIAL		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO
RK	55	0 116 718 A1	29.08.84	European Patent Office				
	56	0 120 515 A2	03.10.84	European Patent Office				
	57	0 120 515 B1	03.10.84	European Patent Office				
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	66	0 176 112 B1	02.04.86	Patent Cooperation Treaty				
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	74	0 265 556 A1	04.05.88	European Patent Office				
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INFORMATION DISCLOSURE STATEMENT BY APPLICANT			APPLICANT Conkling et al.	
(USE SEVERAL SHEETS IF NECESSARY)			FILING DATE 10 February 1998	GROUP 1638

FOREIGN PATENT DOCUMENTS								
EXAMINER INITIAL		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO
RK	77	0 290 799 A3	17.11.88	European Patent Office				
	78	0 320 500 A2	14.06.89	European Patent Office				
	79	0 320 500 A3	14.06.89	European Patent Office				
	80	0 458 367 A1	27.11.91	European Patent Office				
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	90	WO 93/05646	01.04.93	Patent Cooperation Treaty				
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	92	WO 02/00927	03.01.02	Patent Cooperation Treaty				
	93	WO 00/12735	09.03.00	Taylor et al.				
	94	WO 00/18939	06.04.00	Bidney et al.				
	95	WO 00/29566	25.05.00	Reismeier et al.				
	96	WO 00/37060	29.06.00	Keller et al.				
	97	WO 00/37663	29.06.00	Harrison et al.				
	98	WO 00/63398	26.10.00	Risacher et al.				
	99	WO 00/67558	16.11.00	Timko				
	100	WO 01/09302	08.02.01	Armstrong et al.				
	101	WO 01/38514	31.05.01	Held et al.				
	102	WO 01/44482	21.06.01	Depicker et al.				
RK	103	WO 01/49844	12.07.01	Driscoll et al.				

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT		APPLICANT Conkling et al.	
(USE SEVERAL SHEETS IF NECESSARY)		FILING DATE 10 February 1998	GROUP 1638

FOREIGN PATENT DOCUMENTS								
EXAMINER INITIAL		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO
RK	104	WO 01/51630 A1	19.07.01	Kearney et al.				
	105	WO 01/68836 A2	20.09.01	Beach et al.				
	106	WO 01/77350 A2	18.10.01	Palmer et al.				
	107	WO 90/12084	18.10.90	Jorgensen et al.				
	108	WO 91/02070	21.02.91	Offringa et al.				
	109	WO 93/05163	18.03.93	Okkels et al.				
	110	WO 92/15680	17.09.92	Roth et al.				
	111	WO 93/05646	01.04.93	Davis et al.				
	112	WO 93/17116	02.09.93	Hooykaas et al.				
	113	WO 94/20627	15.09.94	Bojsen et al.				
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	118	WO 95/35388	28.12.95	Mathews et al.				
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	120	WO 97/05261	13.02.97	Conkling et al.				
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	123	WO 97/32016	04.09.97	Finer et al.				
	124	WO 97/41892	13.11.97	Snyder et al.				
	125	WO 97/44450	27.11.97	Peyman				
	126	WO 97/49727	31.12.97	Lamb et al.				
	127	WO 98/05757	12.02.98	Thompson et al.				
	128	WO 98/30701	16.07.98	Meyer				
	129	WO 98/32843	30.07.98	Zwick et al.				
RK	130	WO 99/10512	04.03.99	Dirks et al.				

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FORM PTO-1449 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTY: DOCKET NO. 5054-338	APPLICATION NO. 09/624,286
INFORMATION DISCLOSURE STATEMENT BY APPLICANT  (USE SEVERAL SHEETS IF NECESSARY)		APPLICANT Conkling et al.	
		FILING DATE 10 February 1998	GROUP 1638

FOREIGN PATENT DOCUMENTS								
EXAMINER INITIAL		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO
RK	131	WO 99/14348	25.03.99	Lefebvre et al.				
	132	WO 99/25854	27.05.99	Gordon-Kamm et al.				
	133	WO 99/32619	01.07.99	Fire et al.				
	134	WO 99/32642	01.07.99	Lowe et al.				
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	136	WO 99/53050	21.10.99	Waterhouse et al				
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EXAMINER INITIAL	OTHER DOCUMENTS (INCLUDING AUTHOR, TITLE, DATE, PERTINENT PAGES, ETC.)	
RK	138	Beck et al, "Nucleotide Sequence and Exact Localization of the Neomycin Phosphotransferase Gene from Transposon Tn 5", Gene, 19: 327-336 (1982).
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RK	150	Herrera-Estrella et al., "Expression of Chimaeric Genes Transferred into Plant Cells Using a Ti-Plasmid-Derived Vector", Nature, 303: 209-213 (1983).

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT  (USE SEVERAL SHEETS IF NECESSARY)		APPLICANT Conkling et al.	
		FILING DATE 10 February 1998	GROUP 1638

EXAMINER INITIAL	OTHER DOCUMENTS (INCLUDING AUTHOR, TITLE, DATE, PERTINENT PAGES, ETC.)		
RK	151	Hooykaas et al., "The Ti-Plasmid of Agrobacterium Tumefaciens: A Natural Genetic Engineer", TIBS, 307-309 (1985).	
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INFORMATION DISCLOSURE STATEMENT BY APPLICANT		ATTY: DOCKET NO. 5051-338
		APPLICATION NO. <u>09/621-286</u>
(USE SEVERAL SHEETS IF NECESSARY)		APPLICANT Conkling et al.
		FILING DATE 10 February 1998
		GROUP 1638

EXAMINER INITIAL	OTHER DOCUMENTS (INCLUDING AUTHOR, TITLE, DATE, PERTINENT PAGES, ETC.)	
	174	Genbank entry AC105416. Homo sapiens BAC clone RP11-310A13 from 4, 12-Jun-2002, 47 pp.
RK	175	Genbank entry AC108146. Homo sapiens BAC clone RP11-437H3 from 2, 09-Mar-2002, 32 pp.
RK	176	Genbank entry AC115109. Homo sapiens BAC clone RP11-78I10 from 2, 29-May-2002, 23 pp.
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RK	178	Genbank entry AR164050. Sequence 11 from patent US 6271031, 17-Oct-2001, 1pp.
RK	179	Genbank entry AX344860. Sequence 285 from patent US WO200927, 1-Feb-2002, 4pp.
RK	180	Imanishi et al., "Differential Induction by Methyl Jasmonate of Genes Encoding Ornithine Decarboxylase and Other Enzymes Involved in Nicotine Biosynthesis in Tobacco Cell Cultures", Plant Molecular Biology, 38: 1101-1111 (1998).
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EXAMINER	/Russell Kallis/	DATE CONSIDERED	09/29/2006
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